

**Before the
Federal Communications Commission
Washington, D.C. 20554**

File No. EB-11-SF-0116

NOV No. V201132960013

Released: September 29, 2011

- a. 47 C.F.R. § 97.119(a): “Each amateur station, except a space station or telecommand station, must transmit its assigned call sign on its transmitting channel at the end of each communication, and at least every 10 minutes during the communications, for the purpose of clearly making the source of the transmissions from the station known to those receiving the transmissions. No station may transmit unidentified communications or signals, or transmit as the station call sign, any call sign not authorized to the station.” On July 19, 2011 between approximately 1:00 p.m. and 2:54 p.m., agents determined that W6CZ failed to transmit its call sign.
- b. 47 C.F.R. § 97.103(a): “The station licensee is responsible for the proper operation of the station in accordance with the FCC Rules.” At the time of inspection, agents determined that an inappropriately stored telegraph speed key was causing W6CZ to transmit a continuous “dotter” (A1A) signal that interfered with amateur radio stations attempting to operate on 18.0856 MHz.

¹ 47 C.F.R. § 1.89.

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3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, Donald F. Melcher, must submit a written statement concerning this matter within 20 days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by Donald F. Melcher. All replies and documentation sent in response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
San Francisco Office
5653 Stoneridge Drive, Suite 105
Pleasanton, CA 94588-8543

4. This Notice shall be sent to Donald F. Melcher at his address of record.

5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Thomas N. Van Stavern
District Director
San Francisco District Office
Western Region
Enforcement Bureau

² 47 U.S.C. § 308(b).

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*